

Message

From: Neugeboren, Steven [Neugeboren.Steven@epa.gov]
Sent: 4/1/2019 2:52:45 PM
To: Kupchan, Simma [Kupchan.Simma@epa.gov]; Wade, Alexis [Wade.Alexis@epa.gov]; Wehling, Carrie [Wehling.Carrie@epa.gov]
Subject: RE: Request for talking points for IASWM Assumption Panel Presenters

You TPs make sense to me.

Steve Neugeboren
Associate General Counsel for Water
U.S. EPA
1200 Pennsylvania Ave., NW
Washington, DC 20460
202 (564-5488)

From: Kupchan, Simma
Sent: Monday, April 1, 2019 10:13 AM
To: Wade, Alexis <Wade.Alexis@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: Request for talking points for IASWM Assumption Panel Presenters

Alexis,

Thanks for sending these. These proposed talking points look fine to me.

Simma Kupchan
EPA Office of General Counsel
Water Law Office
WJC North Building # 7426Q
202-564-3105

From: Wade, Alexis
Sent: Monday, April 1, 2019 9:46 AM
To: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>
Subject: FW: Request for talking points for IASWM Assumption Panel Presenters

FYI – I got this request from Kathy this morning for talking points for folks that are going to be a state wetland meeting. Kathy says Florida will be at the meeting. She wanted tps about **Ex. 5 AC/DP**

Ex. 5 AC/DP

Ex. 5 AC/DP

She also called me on Friday because she was in a meeting with Arizona and they were asking about sending permits to the Corps for section 7 consultation. she wanted to know what she could say to them. **Ex. 5 Deliberative Process (DP)**

Ex. 5 AC/DP

My quick thoughts are:

Ex. 5 Deliberative Process (DP)

Alexis Wade
Attorney-Adviser
Water Law Office
EPA Office of General Counsel
(202) 564-3273

From: Hurl, Kathy
Sent: Monday, April 01, 2019 7:56 AM
To: Vallette, Yvonne <Vallette.Yvonne@epa.gov>; Chemerys, Ruth <Chemerys.Ruth@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; McDavit, Michael W. <Mcdavit.Michael@epa.gov>; Burdick, Melanie <Burdick.Melanie@epa.gov>; Ziegler, Sam <Ziegler.Sam@epa.gov>
Subject: Request for talking points for IASWM Assumption Panel Presenters

Alexis, the association of state wetland managers will have two sessions on assumption this week.

Yvonne (R10), Melanie (R5), Sam (R9), Ruth and Mike will be there. I will be there, maybe . **Ex. 6 Personal Privacy (PP)**
today.

While Melanie can speak to how MI does this, With all the efforts in FL and AZ, it would be helpful if you could provide some talking points for folks. Two or three?

This is looking to become what may be the issue discussed at Thursday's sessions.

Ex. 5 Deliberative Process (DP)

I don't think they need much, but if you can respond to all with a bullet or two that would be helpful. I just may not be there to walk the line.

Thanks, Kathy

Sent from my iPhone

Begin forwarded message:

From: RYAN Bill <bill.ryan@state.or.us>
Date: March 29, 2019 at 7:04:55 PM EDT
To: Brenda Zollitsch <Brenda@aswm.org>, "CLARK METTLER, MARTHA" <MCLARK@idem.IN.gov>, "Rach, Timothy" <Timothy.Rach@dep.state.fl.us>, "gary.setzer@maryland.gov" <gary.setzer@maryland.gov>, "Lemm, Les P (BWSR)" <les.lemm@state.mn.us>, "ryan.chapman@nebraska.gov" <ryan.chapman@nebraska.gov>
Cc: Marla Stelk <marla@aswm.org>, "Chemerys, Ruth" <Chemerys.Ruth@epa.gov>, "Hurld, Kathy" <Hurld.Kathy@epa.gov>
Subject: RE: IMPORTANT - Information for ASWM Assumption Panel Presenters

I too am very interested in different ESA consultation approaches.

Bill Ryan
Deputy Director, Operations
Oregon Department of State Lands
Landline 503-986-5259
Cell 541-261-0336

From: Brenda Zollitsch <Brenda@aswm.org>
Sent: Friday, March 29, 2019 1:26 PM
To: CLARK METTLER, MARTHA <MCLARK@idem.IN.gov>; Rach, Timothy <Timothy.Rach@dep.state.fl.us>; gary.setzer@maryland.gov; Lemm, Les P (BWSR) <les.lemm@state.mn.us>; ryan.chapman@nebraska.gov; RYAN Bill <bill.ryan@dsl.state.or.us>
Cc: Marla Stelk <marla@aswm.org>; Chemerys, Ruth <Chemerys.Ruth@epa.gov>; Hurld, Kathy <Hurld.Kathy@epa.gov>
Subject: Re: IMPORTANT - Information for ASWM Assumption Panel Presenters

Excellent! If it is not covered, we can bring up as a discussion topic in the follow-up planning session. Thank you for raising it. Please bring up if I don't.

Brenda

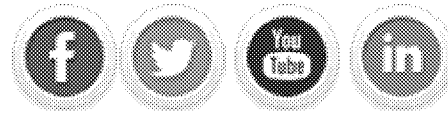
From: CLARK METTLER, MARTHA <MCLARK@idem.IN.gov>
Sent: Friday, March 29, 2019 4:23 PM
To: Brenda Zollitsch; Rach, Timothy; gary.setzer@maryland.gov; Lemm, Les P (BWSR); ryan.chapman@nebraska.gov; bill.ryan@state.or.us
Cc: Marla Stelk; Chemerys, Ruth; Hurld, Kathy
Subject: RE: IMPORTANT - Information for ASWM Assumption Panel Presenters

Thanks Brenda. I'm hoping someone else will speak to the difference in ESA consultation (FL maybe?) I am just not good at articulating that challenge, but it is an issue to discuss.



Martha Clark Mettler

Assistant Commissioner, Office of Water Quality
Indiana Department of Environmental Management
100 N. Senate Ave., IGCN, Suite 1255
Indianapolis, IN 46204
Ph. (317) 232-8402
Fax (317) 232-8406
mclark@idem.in.gov



From: Brenda Zollitsch [<mailto:Brenda@aswm.org>]

Sent: Wednesday, March 27, 2019 12:24 PM

To: Rach, Timothy <Timothy.Rach@dep.state.fl.us>; CLARK METTLER, MARTHA <MCLARK@idem.IN.gov>; gary.setzer@maryland.gov; Lemm, Les P (BWSR) <les.lemm@state.mn.us>; ryan.chapman@nebraska.gov; bill.ryan@state.or.us

Cc: Marla Stelk <marla@aswm.org>; Chemerys, Ruth <Chemerys.Ruth@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>

Subject: IMPORTANT - Information for ASWM Assumption Panel Presenters

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

ASWM is very pleased to have received such a strong response from states willing to share about their assumption "journey." For the assumption panel on Thursday, we will have six panelists (alphabetical by state):

- Timothy Rach, Florida Department of Environmental Protection
- Martha Clark Mettler, Indiana Department of Environmental Management
- Gary Setzer, Maryland Department of the Environment
- Les Lemm, Minnesota Bureau of Water and Soil Resources
- Ryan Chapman, Nebraska Department of Environmental Quality
- Bill Ryan, Oregon Department of State Lands

To ensure we get to hear from everyone, please limit your short presentation to ****5 minutes****, focusing primarily on three things:

- 1) A brief status report on where you are in the assumption process and where it looks like you are going with it,
- 2) How the new WOTUS rule, if adopted, could impact your plans and implementation of assumption,
- 3) Lessons learned or needs of technical support that you would like to share. The more lessons learned -focused your sharing can be, the better. Many states are trying to figure out if they want to pursue assumption and what that means in terms of work and considerations.

Most panelists are not using a PowerPoint, but if you want to put up a map or other image, please send to me (brenda@aswm.org) at your earliest convenience.

We would like to have a short connect prior to the panel session and are asking those of you who can join us to connect (location TBD near session room) to **join us during the Tuesday**

afternoon break during the meeting, to go over the panel plans briefly. You will have the opportunity to ask any questions and meet with the panel moderators.

There will be time interaction with meeting participants both during a short Q&A session as part of the panel (5-10 min) but also during the following work session, which is designed to inform the work of ASWM as it starts its new Wetland Program Development Grant project on this topic.

Thank you again for being willing to share your experience with us,

Brenda

Brenda Zollitsch, PhD
Senior Policy Analyst
Association of State Wetland Managers
32 Tandberg Trail, Suite 2A
Windham, Maine 04062
(207) 892-3399
Brenda@aswm.org